

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

**IN RE U.S. VISION DATA BREACH
LITIGATION**

Case No. 22-cv-06558

Judge Christine P. O’Hearn

Magistrate Judge Sharon A. King

TO: ALL COUNSEL OF RECORD

PLEASE TAKE NOTICE that on October 2, 2023, or at a date that the Court deems appropriate, counsel for Defendants, U.S. Vision, Inc., and USV Optical, Inc. (“USV Defendants”), shall move before the Honorable Christine P. O’Hearn, U.S.D.J., at the United States District Court for the District of New Jersey, Mitchell H. Cohen Building & U.S. Courthouse, 4th & Cooper Streets, Room 1050, Camden, New Jersey, for an Order pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, dismissing Plaintiffs’ Amended Consolidated Complaint (Dkt. No. 46) with prejudice.

PLEASE TAKE FURTHER NOTICE that, in support of the within Motion, the USV Defendants will rely upon the submitted Memorandum of Law in Support of U.S. Vision, Inc., and USV Optical, Inc.’s Motion to Dismiss, and any additional submissions made hereafter.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is included with this Notice of Motion, pursuant to Local Civil Rule 7.1(e).

Dated: September 8, 2023

Respectfully submitted,

/s/Rebecca L. Rakoski, Esquire_____

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